

GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT

Suits – W.P.No. 8257/2010 filed by Sri Chennapragada Srirammurthy, S/o. Late Ch. Venkata Ranga Rao – Court notice for payment of decretal amount of Rs. 2,18,218/- towards enhanced compensation in Perupalem village of Mogalturu (M) acquired vide award No. 2/86 for formation of road release of funds – Accorded - Orders – Issued.

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TRANSPORT, ROADS AND BUILDINGS (R.IV) DEPARTMENT

G.O.Rt.No.1104

Dated:21.11.2011.

Read the following:

From the ENC (R&B) State Roads, Hyderabad, Lr.No. PM Road / LA /  
ELR / DEE 3 / AEE / 2010, dt. 10.8.2010, 03.09.2010 & 21.06.2011

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ORDER:

The Engineer-in-Chief (R&B) State Roads, Hyderabad has stated that the RDO, Narsapur informed that an extent of Ac. 11.60 cts covered by Rs.Nos. 142 & 143 etc., of Perupalem village of Mogaltur Mandal was acquired for formation of road from Mogaltur to Perupalem by the EE (R&B), Bhimavaram vide award No. 2/86, dt. 20-9-86. Not satisfied with compensation awarded, the owners of the lands located in Survey No. 114/2 and 118/A2, for an extent of Ac. 1.45 cts, Sri Chenna Pragada Venkata Ranga RaoL(Petitioner) filed OP.No. 39/1987, under Sec (18), in Sub-ordinate Judge Court, Narsapur. In the said OP, the court while confirming the land value fixed by the LAO, partly allowed the OP and ordered (dt. 18-10-1996) for payment of tree value, Adl. Market value at 12% and interest at 9% and 15% on the difference of market value upto the realization of amount.

2. The land owner (Petitioner) filed appeal suit No. 5319/1997 in Hon'ble Court of AP, Hyderabad seeking to assail the decree and judgement in OP No. 39/1987, dt. 18-10-1996 on the file of sub-ordinate Judge, Narsapur confirming the amount awarded by the LAO in reference U/s (18) of LA Act. The appeal is allowed (Judgement dt. 10-11-2005) holding that the claimant is entitled to Rs. 27,000/- i.e., Rs. 1500/- per year from the land taken possession on 1-1-1961 up to issue of notification U/s 4(1) on 15-3-1979.

3. The Engineer-in-Chief (R&B) Roads, Hyderabad has further stated that the petitioner subsequently filed E.P. and the trial court in E.P. No. 79/2008 in LA OP No. 39/1987 issued notices to the LAO and Sub Collector, Narsapur for realization of the decretal amount. As the amount was not realized, the Senior Civil Judge Court, Narsapuram issued attachment warrant on 9-7-2010 attaching the properties of office LAO and office of Sub-Collector, Narsapur.

4. In the above circumstances, the RDO has requested for release of Rs. 2,18,218/- in E.P.No.79/2008 in LA OP No. 39/1987 towards realization of decretal amount so as to avoid sale of the Government properties and to avoid legal complications. The District Collector, West Godavari has also requested for release of an amount of Rs. 2,18,218/- and the ENC (R&B) Roads, Hyderabad has also requested for sanction of above amount.

5. The Engineer-in-Chief (R&B) Roads, Hyderabad in his letter dt. 21.6.2011, has stated that SE (R&B) Eluru in his letter dt. 16.5.2011 has informed that the amount of Rs. 2,18,218/- was confirmed in the E.P.No.79/2008 land acquisition O.P.No.39/1987 including interest as on 12.7.2010.

(P.T.O)

6. The Engineer-in-Chief (R&B) State Roads, Hyderabad has also stated that the SE (R&B) Eluru has informed that Senior Civil Judge Court, Narasapuram attached the office properties of LAO and Sub Collector for realization of the above decretal amount and directed to attend the Hon'ble Court on 12.7.2010 to release an amount of Rs. 2,18,218/- .

7. The Engineer-in-Chief (R&B) State Roads, Hyderabad has requested the Government for release of an amount of Rs. 2,18,218/- towards land acquisition charges for depositing the same in the Senior Civil Judge, Narsapur for realization of decretal amount in EP No.79/2008 in LA OP No. 39/1987.

8. Government after careful examination of the matter, hereby accord administrative sanction for release of an amount of Rs. 2,18,218/- (Two Lakhs Eighteen Thousand Two Hundred and Eighteen only) towards payment of decretal charges for land acquisition to deposit the same in the Senior Civil Judge, Narsapur towards realization of decretal amount in EP 79/2008 in LA OP No. 39/1987.

9. The amount sanctioned in para (8) above, shall be met initially by way of an advance from the Contingency Fund from the following Head of Account:

5054	COL on Roads and Bridges
04	District and Other Roads
MH 800	Other Expenditure
GH 11	Normal State Plan
SH(08)	Other Roads
530	Major Works

532 Lands (charged) for which orders will be issued by the Finance (BG) Department separately.

10. The Engineer-in-Chief(R&B) Roads, Hyderabad, shall draw the amount sanctioned at para 8 above and deposit the same in the senior civil Judge, Narsapur for realization of decretal amount in E.P.No. 79/2008 in LA OP No:39/1987 under intimation to the Government.

11. The Engineer-in-Chief (R&B) Roads, Hyderabad is requested to take action for obtaining supplementary grant at appropriate time during the current financial year 2011-12 towards recoupment of the advance drawn from Contingency Fund.

12. This order issues with the concurrence of Finance Department vide their U.O.No.27430/988/Expr.PW/A2/2011, dtaed:09-11-2011.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.P.SINGH  
PRINCIPAL SECRETARY TO GOVERNMENT

To  
The Engineer-in-Chief (R&B) Roads, Hyderabad  
Copy to:  
The Accountant General, A.P, Hyderabad.  
The Pay & Accounts Officer, Hyderabad.  
The Finance (Expr.PW) Department.  
SF/SC.

//FORWARDED BY ORDER//

SECTION OFFICER